

AGREEMENT

PROJECT NO. IM-BH-180-9(519), STATE CONTROL NO. 11347
CITY OF LINCOLN
STATE OF NEBRASKA, DEPARTMENT OF ROADS
MILL/OVERLAY AT 11TH AND CORNHUSKER

THIS AGREEMENT, entered into between the City of Lincoln, Nebraska, hereinafter referred to as the "City," and the State of Nebraska, Department of Roads, hereinafter referred to as the "State,"

WITNESSETH:

WHEREAS, the State has performed asphalt milling and overlay construction on the 11th Street and Cornhusker Highway (US Highway 6) intersection, and

WHEREAS, the State and City desire to define cost sharing for said construction, and

WHEREAS, the City is willing to participate in the cost of said construction by reimbursing the State for 50 percent of \$113,164.71, the total actual cost of the construction.

NOW THEREFORE, in consideration of these facts, the parties hereto agree as follows:

SECTION 1. The City shall reimburse the State for 50 percent of the actual construction cost of the above said construction project. The actual cost of the asphalt milling and overlay work at 11th Street and Cornhusker Highway is \$113,164.71, as shown on the Change Order/ Supplemental Agreement Number 017, attached to this Agreement as Exhibit "A."

SECTION 2. Upon execution of this Agreement, the State will bill the City for 50 percent of the actual construction cost, specifically, \$56,582.35. Upon receipt of the State's invoice, the City agrees to reimburse the State within 30 calendar days.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed
by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the City this ____ day of _____, 20____.

ATTEST:

CITY OF LINCOLN

Clerk

Mayor

EXECUTED by the State this ____ day of _____, 20____.

NEBRASKA DEPARTMENT OF ROADS
Richard J. Ruby, P.E.

District 1 Engineer

RECOMMENDED:
Mike Sklenar, P.E.

District 1 Construction Engineer

AGR10-ZC

Nebraska Department of Roads

Change Order Report

Date: 02.27.2003

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Contract ID: 1347

Change Order Nbr: 017

Change Order Description: Mill / Overlay 11th st. Cornhusker Intersection

CO/SA #: 17

Vendor: 0574 CONSTRUCTORS, INC.

Primary Project Information: 11347 000 EACIM-EACBH-180-9(519)

Primary Project Location: CORNHUSKER HIGHWAY INTERCHANGE

Contract Desc: GRAD, CONC PAVE, CULV, SEED, BR, GDRL, FENCE, ELEC, SIGN

Change Order Approval Date:

Letting Date: 03.29.2001

Change Order Type: SUPPLEMENTAL AGREEMENT

Force Acct ID: 0

Zero Dollar Change Order: N

Project Information: 11347 000 EACIM-EACBH-180-9(519)

Project Location: CORNHUSKER HIGHWAY INTERCHANGE

Item Nbr	Catg	Item Code	Unit	Unit Price	Bid Qty	Total Apprvd Qty	This CO Qty	Amount of Change
4030	0032	9179.54	m2	\$2.38	0.000	0.000	10,222.000	This Change: \$24,328.36 Prev Revised: \$0.00 New Revised: \$24,328.36 Bid Amount: \$0.00 Revised Total: \$24,328.36 Pct Change:
Item Description		Suppl Description		CO Item Description				
OLD MILLING, CLASS 4		TYPE A						
4031	0032	9005.55	Mg	\$43.00	0.000	0.000	1,172.000	This Change: \$50,396.00 Prev Revised: \$0.00 New Revised: \$50,396.00 Bid Amount: \$0.00 Revised Total: \$50,396.00 Pct Change:
Item Description		Suppl Description		CO Item Description				
3PH CONC, TYPE 5(12.5)								
4032	0032	9021.04	Mg	\$336.00	0.000	0.000	64.000	This Change: \$21,504.00 Prev Revised: \$0.00 New Revised: \$21,504.00 Bid Amount: \$0.00 Revised Total: \$21,504.00 Pct Change:
Item Description		Suppl Description		CO Item Description				
ERF GRADED BINDER (28)								
4033	0032	9053.00	L	\$0.41	0.000	0.000	7,500.000	This Change: \$3,075.00 Prev Revised: \$0.00 New Revised: \$3,075.00 Bid Amount: \$0.00 Revised Total: \$3,075.00 Pct Change:
Item Description		Suppl Description		CO Item Description				
CK COAT								
4034	0032	7490.04	m	\$1.65	0.000	0.000	700.000	This Change: \$1,155.00 Prev Revised: \$0.00 New Revised: \$1,155.00 Bid Amount: \$0.00 Revised Total: \$1,155.00 Pct Change:
Item Description		Suppl Description		CO Item Description				
1mm WHITE TERMOPLASTIC								

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EXHIBIT "A"

Nebraska Department of Roads

Date: 02.27.2003

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Contract ID: 1347

Change Order Nbr: 017

Change Order Description: Mill / Overlay 11th st Cornhusker Intersection

Project Information: 11347 000 EACIM-EACBH-180-9(519)

Project Location: CORNHUSKER HIGHWAY INTERCHANGE

Item Nbr	Catg	Item Code	Unit	Unit Price	Bid Qty	Total Apprvd Qty	This CO Qty	Amount of Change
4035	0032	7490.12	m	\$4.95	0.000	0.000	310.000	This Change: \$1,534.50
Item Description		Suppl Description		CO Item Description				Prev Revised: \$0.00
100 mm WHITE								New Revised: \$1,534.50
THERMOPLASTIC								Bid Amount: \$0.00
								Revised Total: \$1,534.50
								Pct Change:
4036	0032	7500.33	EACH	\$247.50	0.000	0.000	4.000	This Change: \$990.00
Item Description		Suppl Description		CO Item Description				Prev Revised: \$0.00
ARROW		Left Turn						New Revised: \$990.00
								Bid Amount: \$0.00
								Revised Total: \$990.00
								Pct Change:
4037	0032	0030.30	LS	\$10,181.85	0.000	0.000	1.000	This Change: \$10,181.85
Item Description		Suppl Description		CO Item Description				Prev Revised: \$0.00
MOBILIZATION								New Revised: \$10,181.85
								Bid Amount: \$0.00
								Revised Total: \$10,181.85
								Pct Change:

Total Value for Change Order 017

\$113,164.71

To provide for the item(s) of work and to establish a basis of payment.

The items of work described in this agreement will be for mill and overlay the exiting pavement on the 11th street and Cornhusker Highway intersection. The contractor shall perform the work described in this agreement under temporary closure of the roadway between the hours of 9 p.m. and 6 a.m. The surface shall be milled in a manner to not allow for uneven lanes during the following day. Pavement marking for lane deliniation will be installed prior to opening to traffic. Traffic shall be permitted to travel on the milled surface for a period of time not to exceed 5 days.

The item cold milling class 4, type A shall include total removal of the asphaltic surface and 10 mm of the concrete surface under the asphalt. The existing concrete contains mesh. If the mesh is exposed, it shall be cut and removed in a manner to prevent damage to vehicles.

The approaches to the intersection contain loop detectors for traffic signal. When milled, these loops shall be replaced by sawing into existing concrete pavement prior to overlaying. This may be performed under non-peak hour lane closures during the following day.

Asphaltic concrete, Type SP 5 shall be used. The attached supplemental specifications, 10-12M Rev 2-7-01 "Superpave Asphaltic Concrete", shall added to the contract by reference to this change order.

Performance Graded Binder (70-28) shall be used. The attached supplemental specifications, 10-9M Rev 4-28-99 "Performance Graded Binder", shall added to the contract by reference to this change order.

The agreed unit price was negotiated and is considered reasonable.

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The agreed unit price(s) shall be full compensation for all material, labor equipment, tools and incidentals necessary to complete the work.

Additional working days or calendar days to the contract time allowance, if any, shall be granted on the monetary value in accordance with Paragraph 10. of Subsection 108.02 of the Standard Specifications.

Richard A. Ruby
District Engineer Date 10/9/03

N/A
Construction Engineer Date

[Signature]
Authorized by (contractor's signature) Date 5/5/03

PRESIDENT
Title

N/A
SHWA Date

Roger A. [Signature] 17 April 03
City of Lincoln Date

MP
5/19

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